IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINETEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

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WRIT PETITION NO : 14712 of 2004

Between:

1 Peddi Sankara Sastry, S/o. Lakshmi Narayana,
Dhulipala Vari Veedhi, 8th Ward, Machilipatnam, Krishna District.
2 Peddi Lakshmi Narayana, S/o. P. S. Sastry,
8-264, Godugupeta, Machilipatnam, Krishna District.
3 Peddi Lakshmi Narayana, S/o. P.S.R. Anjaneyulu,
H.No.4-1691, Durga Colony, Chittoor, Chittoor District.
4 T.P. Anjaneya Sarma, S/o. Krishna Murthy,
10-283/9/10/2, Vasantha Puri Colony, Malkajigiri, Hyderabad 500 047
5 Jonnalagadda Anantha Lakshmi, W/o. JNVD Ravi Sankar,
A-55, AG's Colony, Erragadda, Hyderabad.

..... PETITIONER(S)

AND

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Revenue Department, Secretariat, Hyderabad.
2 The District Collector, Krishna District,
Chilakalapudi, Machilipatnam.
3 The Revenue Divisional Officer, Machilipatnam.
4 The Mandal Revenue Officer, Bandar Mandal,
Machilipatnam.
5 The Assistant Director, Survey and Land Records,
Krishna District, Chilakalapudi, Machilipatnam.
6 M/s. Bharat Salt Refineries Limited, 32-D, North Crescent Road, T. Nagar,
Chennai 600 017.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ of Mandamus or any other appropriate Writ, order or direction declaring the impugned action of the Respondents 1 to 5 in alienating the previously assigned lands to the 6th Respondent through the proceedings of 4th Respondent in Rc.B12/2002 dated 13-3-2002 and any other prior or subsequent proceedings in this regard, without considering our representations and without following due process of law and without paying any compensation for such take over as illegal, arbitrary and violative of principles of natural justice etc., and consequently direct the Respondents not to interfere with our peaceful possession and enjoyment of our lands and grant such other just and consequential relief or reliefs as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners:MR.N.V.ANANTHA KRISHNA

Counsel for the Respondent Nos.1 to 5: GP FOR REVENUE

Counsel for the Respondent No.6: None appeared.

The Court at the stage of admission made the following ORDER:

Heard the learned counsel for the petitioners and the learned Government Pleader for Revenue appearing for the respondents 1 to 5 and at their request, the writ petition is taken up for disposal at the admission stage itself.

In view of the facts and circumstances of the case, the question as to whether the assigned lands fall within the area allotted to the sixth respondent or not is a matter, which needs to be enquired and gone into by the revenue officials. Since the petitioners had already made representations dated
12-02-2002 and 13-03-2002 before the second and fifth respondents respectively, the respondents are directed to consider the said representations, if not already considered, in accordance with law and intimate the action taken on such representations to the petitioners.

The writ petition is accordingly disposed of. No costs.

19th AUGUST, 2004.

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To

1 The Government of Andhra Pradesh, Rep. by its Secretary,
Revenue Department, Secretariat, Hyderabad.

2 The District Collector, Krishna District,
Chilakalapudi, Machilipatnam.
3 The Revenue Divisional Officer, Machilipatnam.
4 The Mandal Revenue Officer, Bandar Mandal,
Machilipatnam.
5 The Assistant Director, Survey and Land Records,
Krishna District, Chilakalapudi, Machilipatnam.
6 Two CCs to the Government Pleader for Revenue, A.P.High Court Buildings, Hyderabad.

7 Two CD copies.